

(i) The tariff cancellation shown on the title page of the new tariff shall be amended so that it fully cancels the former tariff by C.A.B. number instead of canceling it “except portions under suspension in C.A.B. Docket No. —”.

(ii) The tariff provisions whose suspension has been vacated in the former tariff shall be republished without change in the new tariff.

(iii) The reissue of the tariff provisions which were continued in effect by the suspension shall be canceled from the new tariff.

(2) When the suspended tariff provisions are to be made effective on or after the effective date of such new tariff, a vacating supplement shall not be issued to the partially suspended tariff but a supplement shall be issued and filed to such tariff which shall cancel the suspended provisions, refer to such provisions as republished in the new tariff, and complete the cancellation of the tariff. The latter cancellation shall be set forth in the upper right corner of the supplement's title page (below the supplement and C.A.B. numbers) in the manner shown in the following example:

Supplement No. 3

to

C.A.B. No. 6

(completes the cancellation of C.A.B. No. 6)

Also, the new tariff shall be amended simultaneously in the manner prescribed by § 221.110 for the purpose of accomplishing the following amendments:

(i) The tariff provisions in the former tariff whose suspension has been vacated by the Board shall be republished without change in the new tariff.

(ii) The reissue of the tariff provisions which were continued in effect by such suspension shall be canceled from the new tariff.

§ 221.133 When Special Tariff Permission is required to file amendments making suspended matter effective pursuant to vacating order.

When tariff provisions continued in effect by a suspension have been reissued prior to the Board's vacating the suspension and § 221.132 does not authorize the amendments necessary to

cancel such provisions in order to prevent a conflict with the tariff provisions whose suspension is being vacated, a vacating supplement shall not be issued and filed. In such circumstances, the issuing agent or carrier shall file an application for Special Tariff Permission specifically setting forth the amendments which are proposed to be issued and filed on one day's notice (unless the Board's vacating order provides otherwise) for the purpose of making the suspended matter effective and canceling the reissue of the tariff provisions continued in effect by the suspension. Upon approval of such application, the issuing agent or carrier shall then file the amendments authorized thereunder.

Subpart K—Canceling Suspended Matter in Compliance With Board's Order

§ 221.140 Notice required when canceling suspended matter in compliance with Board's order.

When the Board orders the cancellation shall be filed on not less than one other tariff provisions theretofore suspended by the Board, the tariff amendments which accomplish such cancellation of rates, fares, charges, rules, or day's notice to the Board and the public unless otherwise provided by the Board's order. The tariff amendments which accomplish such cancellation of suspended matter shall bear reference to this subpart and the Board's order in the following manner:

Issued in compliance with subpart K of Economic regulations and Order No. — in Docket No. — of the Civil Aeronautics Board.

§ 221.141 Cancellation of suspended matter subsequent to date to which suspended.

(a) *Endeavor to cancel prior to expiration of suspension period.* When an order of the Board requires the cancellation of tariff provisions which were suspended by the Board and such cancellation is required to be made effective on or before a date which is subsequent to the date to which such tariff provisions were suspended, the issuing carrier or agent shall, if possible, make the cancellation effective prior to the date to

which such tariff provisions were suspended.

(b) *When necessary to republish matter continued in effect by suspension.* If suspended tariff provisions become effective upon expiration of their suspension period and thereby accomplish the cancellation of the tariff provisions continued in effect by the suspension, the issuing agent or carrier shall republish and reestablish such canceled tariff provisions effective simultaneously with the cancellation of the suspended provisions in compliance with the Board's order. The tariff amendments which reestablish such canceled tariff provisions shall bear reference to this subpart and the Board's order in the manner shown in § 221.140.

Subpart L—Index of Tariffs

§ 221.150 When index required.

Each carrier shall issue, post, and file individually or by a duly appointed agent an index of the tariffs which have been filed with the Board by such carrier or for its account when:

(a) The carrier has ten or more tariffs which it has issued and filed in its own name with the Board and such tariffs are either effective or are to become effective, or

(b) The carrier is shown as a participating carrier under authority of its power of attorney or concurrence in three or more tariffs issued by agents or other carriers, and such participation is either effective or is filed to become effective.

§ 221.151 Index to be issued and filed as a tariff.

The index of tariffs required by this subpart shall bear a consecutive C.A.B. number in the tariff series of the issuing carrier or agent and shall be prepared, posted, filed, and amended in the form and manner prescribed for a tariff except:

(a) Such index of tariffs shall contain only the following contents:

(1) Title page.

(2) Correction number check sheet if index is in loose-leaf form.

(3) Explanations of abbreviations, reference marks, and symbols.

(4) A list of tariffs on file with the Board which are in effect or are to become effective and which the carrier has issued in its own name or in which the carrier is shown as a participating carrier.

(b) Such index of tariffs shall be issued in the name of and filed by the carrier for whom it is published and, except as provided in paragraph (c) of this section, shall not be issued and filed by the carrier's agent.

(c) An agent may publish an index of tariffs, and the regulations relating to powers of attorney will not apply: *Provided*, That the agency index contains a complete alphabetical index of carriers and that each carrier electing to publish its index in an agency issue shall inform the Board by letter as to what agency issue will include its index of tariffs. Also, any such carrier which changes its method of publishing the tariff index from individual carrier index to agency index or from agency index to individual carrier index or from one agent to another shall notify the Board by letter. The arrangement and information required by §§ 221.152 and 221.153 shall be observed in connection with each participant in an agency issue.

(d) Such index of tariffs (including supplements or loose-leaf pages issued thereto) shall bear an issued date but shall not bear an effective date. Such index of tariffs (including supplements or loose-leaf pages issued thereto) shall be transmitted to the Board promptly upon issuance. The requirement that tariff publications shall be filed on thirty days' notice is not applicable to such index of tariffs (including amendments thereof).

(e) Such index of tariffs shall list both passenger tariffs and property tariffs and each carrier may have only one effective index of tariffs.

(f) The title page of an index issued by a carrier shall contain the following statement (below the title of the index):

THIS INDEX CONTAINS A LIST OF
TARIFFS ISSUED BY OR ON BEHALF OF

(Show issuing carrier's name)

(If an agency tariff, an agent must show participating carriers on the title